



MEDICAL BOARD OF CALIFORNIA

Protecting consumers by advancing high quality, safe medical care.

Enforcement Program
2005 Evergreen Street, Suite 1200
Sacramento, CA 95815-5401
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Gavin Newsom, Governor, State of California | Business, Consumer Services and Housing Agency | Department of Consumer Affairs

CITATION ORDER

March 24, 2023

Andre Nicolas Gay, M.D.
39180 Farwell Dr Ste 110
Fremont, CA 94538

Citation Order No: 800-2020-070719
Citation against: Andre Nicolas Gay, M.D.
License number: A-126102
Violation: Section 2261 of the California Business and Professions Code

An investigation or inquiry has been conducted by the Medical Board of California. As a result, Sharlene Smith issues this citation in her capacity as board official, designated by the Executive Director of the Medical Board of California (hereinafter referred to as the "Board").

Citation

An administrative citation is hereby issued to you in accordance with California Business and Professions Code Section 125.9 for violation of California Business and Professions Code Section 2261.

License

License A-126102 was issued to you on June 7, 2013 and expires May 31, 2025.

Cause for Citation

In a credentialing application dated 02/18/2020, you marked "No" to the following question: "Are there any pending or completed administrative agency, government, or court cases, decisions or judgments involving allegations that you failed to comply with laws, statutes, regulations, or other legal requirements that may be applicable to the practice of your profession or to your rendition of service to patients?"

Andre Nicolas Gay, M.D.

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Fine


WITHIN THIRTY (30) DAYS OF RECEIPT OF THIS CITATION, YOU ARE REQUIRED TO PAY AN ADMINISTRATIVE FINE IN THE AMOUNT OF \$700.00 AS PROVIDED BY TITLE 16 OF THE CALIFORNIA CODE OF REGULATIONS SECTIONS 1364.10 AND 1364.11 FOR VIOLATION OF SECTION 2261 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

Payment of the administrative fine should be sent, in the form of check or money order, made payable to the Medical Board of California, to the following address: **Medical Board of California, Citation and Fine Program, Attn: Marco Armas, 2005 Evergreen Street Suite 1200, Sacramento, CA 95815.**

Pursuant to Title 16, California Code of Regulations Section 1364.14, an individual who has been cited, may appeal within ten (10) days after service or receipt of the Citation Order. The Board must be notified in writing of an appeal and request for an informal conference or administrative hearing. If you appeal this citation, the days given for compliance will be held in abeyance only for the violation(s) you contest. If you fail to notify the Board within the allotted time that you intend to appeal the citation, it shall be deemed a final order and shall not be subject to further administrative review.

Any questions, concerns, or responses should be directed to Marco Armas, Analyst, at (916) 263-2482.

FAILURE TO COMPLY WITH THIS CITATION MAY RESULT IN DISCIPLINARY ACTION AGAINST YOUR LICENSE.


Sharlene Smith, Staff Services Manager II
Medical Board of California


Date

Attachments: Section 125.9 and 2261 of the California Business and Professions Code
Section 1364.10 – 1364.15, Title 16, California Code of Regulations
Appeal Process and Information Sheet
Notice of Appeal
Copy of Declaration of Service by United States Certified Mail